

KANSAS RACING AND GAMING COMMISSION

MINUTES – APRIL 15, 2022

CALL TO ORDER
(A.)

Chairman David Moses called the April 15, 2022, meeting to order at 10:00 a.m. The meeting was held at the Eisenhower State office building in Topeka, Kansas. Notice of this meeting was given to the public via the KRGC and Public Square websites. Commissioners Brandon Jones, Larry Turnquist, Kelly Kultala, and Sheryl Spalding were also present. Others present included Executive Director Don Brownlee, General Counsel Judith Taylor, Director of IT and Electronic Security Dennis Bachman, Director of Administration, Audit, and Finance Brandi White, Director of Security Roger Bailey, and other staff.

MOTION, APPROVE
AGENDA
(B.)

Commissioner Kultala (Spalding) moved to approve the agenda. Motion carried 5-0.

MOTION, APPROVE
March 11, 2022
MEETING MINUTES
(C.)

Commissioner Turnquist (Jones) moved to approve the minutes of the March 11, 2022, meeting. Motion carried 5-0.

MOTION, APPROVE
CONSENT AGENDA
(D.)

Commissioner Spalding (Kultala) moved to approve the consent agenda (five items). Motion carried 5-0.

LOTTERY GAMING
FACILITY
REPORTS/ITEMS; BOOT
HILL CASINO & RESORT
(E.1.a.)

Diane Giardine, General Manager, reported:

- March 2022 revenue numbers compared to March 2021:
 - Total gaming revenue up 6.43 %
 - Total slot revenue up 3.27%
 - Table games revenue up 39.03%
- Events and Promotions:
 - Weekly Kiosk Games
 - \$100,000 Lucky Draw which continues into April
 - Weekly Food and Beverage Specials
 - Gift Promotions
 - VIP Promotions
 - Marisela – March 5
 - Fairy Tales on Ice, March 6
 - KSHSAA 1A State Basketball, March 9
 - Highway Men Live – March 18
 - Gabriel “Fluffy” Iglesias, March 25
 - VIP Jackpot Party – March 27
 - Responsible Gambling Awareness Month throughout March
- Upcoming Entertainment & Events

- Clint Black – April 29
- SW Storm (Arena Football) – April 23, 30, and May 14

LOTTERY GAMING
FACILITY
REPORTS/ITEMS; KANSAS
STAR
(E.2.a.)

Jeff Babinski, Vice President and General Manager, reported:

- Admissions down 25% compared to March 2021
- March 2022 revenue numbers compared to March 2021:
 - Total gross gaming revenue down 16.1%
 - Slot coin-in down 20.5%
 - Slot hold up 0.4 pts
 - Table games drop up 15.8%
 - Table games hold down 4.54 pts
- Past Events and Promotions:
 - March 5 & 6 – USA Wrestling
 - April 2 – Gin Blossoms
 - April 9 – Boys II Men
- Upcoming Events and Promotions:
 - April 19 to 22 – Kansas Association of School Business Officials Conference
 - April 30 – Marauders Car Show
 - May 24 to 29 – Kansas High School Rodeo

LOTTERY GAMING
FACILITY
REPORTS/ITEMS;
HOLLYWOOD CASINO AT
KANSAS SPEEDWAY
(E.3.a.)

Rick Skinner, Vice President & General Manager, reported:

- Admissions were the same compared to March 2021
- March 2022 revenue numbers compared to March 2021:
 - Total gross gaming revenue up 5.0%
 - Slot revenue up 2.1%
 - Table games revenue up 46.3%
- Recent/Upcoming Events and Promotions:
 - March 26 - \$700 every 7 Minutes
 - Sporting KC \$200K Kick Picks; Park, Eat and Play
 - Tuesdays in April – Table Games Spring Fever Hot Seats
 - April 1 – Easter Egg Hunt
 - April 2 – Bedding Continuity Giveaway
 - April 2 and April 9 – Lucky Ladies
 - April 3 – Find the Diamond
 - April 22 – Tree of Life
 - April 23 - 10 year anniversary \$200K Drawing
 - April 29 – MyChoice Winners Weekend
 - April 30 – Driver Seat

LOTTERY GAMING
FACILITY

Jeff McKain, General Manager, reported:

- Admissions down 0.3% compared to March 2021

REPORTS/ITEMS; KANSAS
CROSSING CASINO
(E.4.a.)

- March 2022 revenue numbers compared to March 2021:
 - Net slot revenue up 30.5%
 - Coin in up 4.6%
 - Table games drop up 30.4%
 - Net gaming revenue up 7.4%
- Events and Promotions:
 - March
 - Point Multipliers every Tuesday.
 - Camp 49 Hot promotional specials every Wednesday.
 - Casino Hot Seats every Thursday.
 - Cash is King promotion Friday the 25th.
 - Deana Carter concert Friday the 5th.
 - Casino Gift Day every Saturday.
 - Dave Finley concert Saturday the 26th.
 - Kiosk games on Sunday the 6th, 13th, and 20th.
 - April
 - Point Multipliers every Tuesday.
 - Camp 49 Hot promotional specials every Wednesday.
 - Casino Hot Seats every Thursday.
 - Table Game Hot Seats on Friday 1st, 8th, 15th and 22nd
 - Cash is King promotion Friday the 29th.
 - Casino Gift Day every Saturday.
 - Texas Hippie Coalition concert Saturday the 30th.
 - Kiosk games on Sunday the 3rd, 10th, 17th and 24th.
- Incident Report
 - On March 29th, the Kansas Crossing Casino had a company do a 5-year hydro test for the casino's sprinkler system. During the test, a technician removed an elbow joint fitting in the electrical room, releasing water onto the casino's main power systems. This caused a power outage at the casino. Staff secured the appropriate areas and within one-and-a-half hours, all patrons were manually paid out. Facility management was able to procure back-up power and re-opened the facility the following morning. An internal investigation into the incident is pending.

COMMISSION ITEMS –
OLD BUSINESS
(F.)

There was no old business.

COMMISSION ITEMS –
NEW BUSINESS

There was no new business.

(G.)

PUBLIC COMMENTS
(H.)

There were no public comments.

STAFF REPORTS
(I.1. and I.2.)

Garrett Rogers, Paralegal, reported on the Voluntary Exclusion Program statistics for the month of March 2022 and on first quarter 2022 illegal gambling inquiries.

Todd Allen, Government Relations Manager, legislative report:

- The Kansas House had a hearing on HB2740 on March 2nd. There were many proponents and few opponents.
- SB84 from the last legislative session was placed on the House calendar to be worked on March 30th. Chairman Barker presented the bill and motioned to amend the bill so that the language from HB2740 could replace the existing bill language, then adopted additional amendments. SB84 was voted on that day and passed the House on a vote of 88 to 36. SB84 then went to conference committee and a conference committee report was produced. The House voted to approve the conference committee report. The Senate will reconvene on April 25th.

Executive Director Brownlee reported:

- The Missouri House has passed a sports wagering bill and it is now waiting on action from the Missouri Senate.
- According to the National Gaming Association, revenue from in-person gaming during the first two months of 2022 was the highest in history. The figure was just under \$9 billion dollars for non-tribal gaming; 19% higher than the previous record for January and February. Only five states did not show an increase in gaming revenue, and Kansas was one of those states with a decrease of almost 12%.
- The National Greyhound Association spring meet and board meetings will be held the week of April 25th in Abilene, with race days on Monday and Thursday.
- The next meeting is scheduled May 13th for an in-person meeting starting at 10:00 a.m.

MOTION, EXECUTIVE
SESSION; CONFIDENTIAL
BACKGROUND REPORTS
(J.1.)

Commissioner Jones (Spalding) moved that the Commission go into executive session for the purpose of reviewing confidential background reports presented today by the commission's security division. In addition to the commissioners, the confidential background reports portion will include the executive director, general counsel, and director of security. The total time for the executive session was anticipated to be twelve (12) minutes until 11:00 a.m. No action is to be taken in executive session, and the subjects discussed are to be limited as previously described. A full record of this motion is to be maintained as part of the permanent record of the Kansas Racing and Gaming Commission. At the conclusion of the executive session, the meeting is to be continued in open session. The motion carried 5-0, and the meeting was adjourned to executive session at 10:48 a.m.

RECONVENE
(J.2.)

The commission meeting returned to open session at 11:00 a.m. with Chairman Moses, Commissioner Jones, Commissioner Turnquist, Commissioner Kultala, and Commissioner Spalding present.

MOTION, EXECUTIVE
SESSION; ATTORNEY-
CLIENT PRIVILEGE
(J.3.)

Commissioner Kultala (Turnquist) moved that the Commission go into executive session for the purpose of consulting with the agency's attorney on attorney-client privileged communications. In addition to the commissioners, the attorney-client privileged communications will include the executive director, general counsel, and government relations manager. After discussion, the total time for the executive session was anticipated to be forty-five (45) minutes until 11:50 a.m. No action is to be taken in executive session, and the subjects discussed are to be limited as previously described. A full record of this motion is to be maintained as part of the permanent record of the Kansas Racing and Gaming Commission. At the conclusion of the executive session, the meeting is to be continued in open session. The motion carried 5-0, and the meeting was adjourned to executive session at 11:05 a.m.

RECONVENE
(J.4.)

The commission meeting returned to open session at 11:50 a.m. with Chairman Moses, Commissioner Jones, Commissioner Turnquist, Commissioner Kultala, and Commissioner Spalding present.

MOTION, EXECUTIVE
SESSION; ATTORNEY-
CLIENT PRIVILEGE
(J.5.)

Commissioner Kultala (Turnquist) moved that the Commission extend the previous executive session for twenty-five (25) minutes until 12:15 p.m. No action is to be taken in executive session, and the subjects discussed are to be limited as previously described. A full record of this motion is to

be maintained as part of the permanent record of the Kansas Racing and Gaming Commission. At the conclusion of the executive session, the meeting is to be continued in open session. The motion carried 5-0, and the meeting was adjourned to executive session at 11:50 a.m.

RECONVENE
(J.6.)

The commission meeting returned to open session at 12:15 p.m. with Chairman Moses, Commissioner Jones, Commissioner Turnquist, Commissioner Kultala, and Commissioner Spalding present.

MOTIONS ON LICENSE
APPLICATIONS
(K.1.)

Commissioner Turnquist (Jones) moved to *deny four* license application, *conditionally approve one* license application, and *approve the remaining 236* license applications from the April 15, 2022, list of background reports referred to the commission for action. The motion carried 5-0.

OTHER BUSINESS


There were no other items for discussion or motion.

ADJOURNMENT
(L.)


Chairman Moses stated that the May 13, 2022 commission meeting will begin at 10:00 a.m. for an in-person meeting.

Commissioner Jones (Kultala) moved to adjourn the meeting. Motion passed 5-0. The meeting was adjourned at 12:17 p.m.

SUBMITTED BY:


Larry Turnquist
Secretary

APPROVED BY:


David Moses
Chairman